

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

ARBOR NETWORKS, INC.)	
)	
Plaintiff,)	Case No. 1:12-cv-11322-FDS
)	
v.)	
WILLIAM E. RONCA, III, RICHARD)	
SHIRLEY, DOUGLAS FLEMING,)	
JAMES GILL, JAMES NEEL,)	
JASON MCEACHIN, MICHAEL L.)	
PORTER, ANDREW HENKART,)	
PAUL SCANLON, MICHAEL)	
HOLLYMAN, and RED LAMBDA, INC.,)	
)	
Defendants.)	
)	

**DEFENDANT RED LAMBDA, INC.’S MOTION FOR LEAVE TO
FILE REPLY IN SUPPORT OF MOTION TO REMOVE DEFENDANT
RED LAMBDA, INC. FROM THE PRELIMINARY INJUNCTION**

Defendant Red Lambda, Inc. (“Red Lambda”) hereby moves pursuant to Local Rule 7.1(b)(3) of the United States District Court for the District of Massachusetts that it be granted leave to file a reply in support of its Motion to Remove Red Lambda From the Preliminary Injunction [Dkt. 74]. As grounds for this Motion, Red Lambda submits that the anticipated reply will address certain inaccuracies in Plaintiff’s Opposition to the Motion to Remove Red Lambda from the Preliminary Injunction [Dkt. 86] and, as such, will be of assistance to the Court in ruling on that motion. Specifically, Plaintiff’s opposition mischaracterizes the Court’s basis for granting the preliminary injunction against Red Lambda.

Red Lambda has sought Plaintiff’s consent to file a Reply but has received no response. A hearing on Red Lambda’s Motion has not yet been scheduled by the Court, and no party will be prejudiced by the allowance of this Motion.

WHEREFORE, Red Lambda respectfully requests leave to file a reply in further support

of its Motion to Remove Red Lambda from the Preliminary Injunction.

Respectfully submitted,

RED LAMBDA, INC.

By its attorneys,

/s/ Thomas A. Dye

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Date: September 4, 2012

LOCAL RULE 7.1(A)(2) CERTIFICATE

Pursuant to Local Rule 7.1(A)(2), I, Stephen D. Riden, hereby certify that prior to filing Red Lambda's Motion For Leave To File Reply, I sought to confer with Plaintiff's counsel in a good faith attempt to resolve or narrow the issues raised thereby, but I have received no response.

/s/ Stephen D. Riden _____

CERTIFICATE OF SERVICE

I hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified in the Notice of Electronic Filing and paper or electronic copies will be delivered to those indicated as non-registered participants on this date.

/s/ Stephen D. Riden _____
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Date: September 4, 2012